

UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH DAKOTA

SOUTHERN DIVISION

UNITED STATES OF AMERICA,  Plaintiff,  vs.  LEVI JOSEPH CULVER,  Defendant.	4:22-CR-40066-01-KES  ORDER GRANTING CONTINUANCE
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Defendant, Levi Joseph Culver, moves for a 120-day continuance, and plaintiff does not object. The court finds that the ends of justice served by continuing this trial outweigh the best interests of the public and the defendant in a speedy trial because counsel needs additional time for plea negotiations with the government. Based on the foregoing, it is therefore

ORDERED that defendant's motion is granted. The following deadlines will apply:

Suppression/voluntariness motions	April 4, 2023
Responses to motions due	Within five days after motion is filed
Subpoenas for suppression hearing	April 4, 2023
Suppression/voluntariness hearing before Magistrate Judge Veronica Duffy	If necessary, will be held prior to April 21, 2023
Applications for Writ of Habeas Corpus Ad Testificandum	May 2, 2023

Other motions	May 9, 2023
Responses to motions due	Within five days after motion is filed
Subpoenas for trial	May 9, 2023
Plea agreement or petition to plead and statement of factual basis	May 9, 2023
Notify court of status of case	May 9, 2023
Motions in limine	May 16, 2023
Proposed jury instructions due	May 16, 2023
Jury trial	Tuesday, May 23, 2023, at 9 a.m.

The period of delay resulting from such continuance is excluded in computing the time within which the trial of the offense must commence. 18 U.S.C. § 3161(h)(7)(A).

All other provisions of the court's scheduling and case management order remain in effect unless specifically changed herein.

Dated November 17, 2022.

BY THE COURT:

/s/ Karen E. Schreier

KAREN E. SCHREIER  
UNITED STATES DISTRICT JUDGE